

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office NOV 19 1996
 Returned to applicant for correction DEC 5 1996
 Corrected application filed JAN 15 1997
 Map filed Apr 27 1993 UNDER 58552

The applicant Nevada Coin Mart Inc., hereby makes application for permission to change the point of diversion, place of use and manner of use. of water heretofore appropriated under 58552.

1. The source of water is an underground source.
2. The amount of water to be changed .0825 cfs, (13.776 acre feet)
3. The water to be used for quasi municipal
4. The water heretofore permitted for irrigation and domestic
5. The water is to be diverted at the following point NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, T19S, R57E, M.D.&M. or at a point from which the West $\frac{1}{4}$ corner of said Section 28 bears N 75° 16' 01" W. 2214'. Water is to be delivered by the Mount Charleston Water Co. under their existing permit number 44289.
6. The existing permitted point of diversion is located within NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 28, T21S, R63E, M.D.&M. or at a point from which the C $\frac{1}{4}$ corner of said Section 28, T21S, R63E, M.D.&M. bears North 44° 04' East a distance of 1332 feet.
7. Proposed place of use PT SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 28, T19S, R57E M.D.B.&M. also known as APN 470-080-016 and as shown on map 44289.
8. Existing place of use Southwest one-quarter (SW $\frac{1}{4}$) of the Northeast one-quarter (NE $\frac{1}{4}$) of the Southwest one quarter (SW $\frac{1}{4}$) of Section 28, T21S, R63E, M.D.B.&M., 2,539 acres to be irrigated. Map on file with permit 58552.
9. Use will be from January 1st to December 31st of each year.
10. Use was permitted from January 1st to December 31st of each year.
11. Description of proposed works 8 inch cased well, 475 feet deep with 1 $\frac{1}{2}$ horsepower pump.
12. Estimated cost of works \$50,000.00
13. Estimated time required to construct works three years
14. Estimated time required to complete the application of water to beneficial use five years
15. Remarks: Water is to be used for approximately 35 condominium units, 15 bed and breakfast units, restaurant and lounge with banquet facilities and a convenience store including retail shops.

By s/Stan Zurawski
 P.O. Box 46110
 Las Vegas, NV 89114

Compared my/bk dl/cmf

Protested 4/9/97 by Allen G. Nel and Brenda S. Nel; WD 11-5-97

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 58552 is issued subject to the terms and conditions imposed in said Permit 58552 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The permittee shall at the point of diversion of this permit, measure the depth to groundwater and the amount of water pumped for the purpose of this permit and Permit 62596 on a monthly basis and the records of such measurements shall be submitted on a quarterly basis within thirty (30) days after the end of each calendar quarter.

The State Engineer in response to the above water level measurements and amount of water pumped, may require that the permittee either drill a monitoring well at a location to be selected by the State Engineer, or enter into an agreement with another well user in the vicinity to the point of diversion under their permit at a location approved by the State Engineer, to verify the accuracy of the depth to groundwater data obtained and submitted to the State Engineer.

Any well drilled under Permit 58552 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0825 cubic feet per second, but not to exceed 13.776 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 6, 2001

Proof of completion of work shall be filed before:
September 6, 2001

Water must be placed to beneficial use on or before:
August 6, 2004

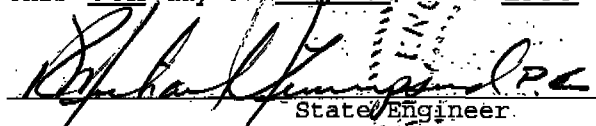
Proof of the application of water to beneficial use shall be filed on or before:
September 6, 2004

Map in support of proof of beneficial use shall be filed on or before:
N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 6th day of August, A.D. 1999


State Engineer

Completion of work filed AUG 22/2001

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By: 72076 0.0825



100-100-100

NO. 62595

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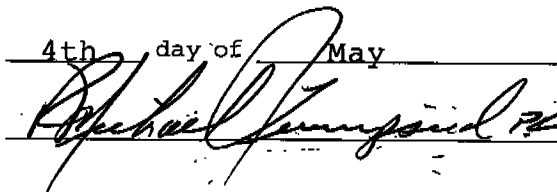
DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ ^{deny} the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that the granting of a permit would conflict with existing rights and threaten to prove detrimental to the public interest.

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my
hand and the seal of my office, this

4th day of May, A.D. 1998.


State Engineer